

The Honorable Marsha J. Pechman

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

Richard O. Buse,

Plaintiff,

v.

First American Title Insurance Company,
Foreclosurelink, Inc., Greenpoint Mortgage
Funding, Inc., Mortgage Electronic
Registration Systems, Inc., Rescomm
Holdings No. 2, LLC, UM Acquisitions,
LLC, Tom Block, and Doe Defendants 1
through 20,

Defendants.

Case No. C-08-0510-MJP

**STIPULATION AND [PROPOSED]
ORDER EXTENDING DISCOVERY
AND MOTION DEADLINES**

**NOTE ON MOTION CALENDAR:
JANUARY 9, 2009**

WHEREAS on July 2, 2008 this Court entered its Order Setting Trial Date & Related Dates (the "Scheduling Order"), which sets forth the case schedule in this proceeding;

WHEREAS pursuant to the Scheduling Order all motions related to discovery must be filed by January 28, 2009, discovery must be completed by February 27, 2009, and dispositive motions must be filed by March 30, 2009;

WHEREAS this case involves multiple parties, complicated allegations and numerous claims for relief, including alleged wrongful foreclosure, breach of contract, intentional infliction of emotional distress, slander of title, breach of fiduciary duty, breach of quasi-fiduciary duty, violations of Washington's Consumer Protection Act, and violations of the Real

STIPULATION AND [PROPOSED] ORDER
EXTENDING DISCOVERY DEADLINES
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1 Estate Investment Protection Act;

2 WHEREAS discovery in this case is underway, but there is still a substantial amount of
3 discovery to be done;

4 WHEREAS discovery was effectively put on hold during the month of December 2008
5 as plaintiff's counsel, who is a sole practitioner, was in trial on a separate matter and had to
6 handle various other imminent client matters;

7 WHEREAS plaintiff's counsel will be unavailable during the last week in January due
8 to prior commitments;

9 WHEREAS all parties should be permitted to adequately and completely conduct
10 discovery, have sufficient time to raise with the Court any discovery disputes that might arise,
11 and have sufficient time to prepare any dispositive motions;

12 WHEREAS it will be in the parties' best interests and in the interests of judicial
13 economy if the parties are allowed additional time to conduct discovery and analyze such
14 discovery prior to having to file any dispositive motions, because the effective completion of
15 discovery, and additional time to analyze the information learned, will permit the parties to
16 fully explore the possibility of resolving this dispute prior to filing dispositive motions and/or
17 proceeding to trial;

18 THEREFORE, the parties to this lawsuit have stipulated and agreed that the discovery
19 and dispositive motions deadlines in this case be briefly extended as follows:

21 All motions related to discovery must 22 be filed by and noted on the motion calendar no later than the third Friday thereafter (see CR7(d))	3/6/2009
23 Discovery completed by	4/3/2009
24 All dispositive motions must be filed 25 by and noted on the motion calendar no later than the fourth Friday 26 thereafter (see CR 7(d))	5/8/2009

ORDER

It is so ordered.

Dated this ____ day of January, 2009.

UNITED STATES DISTRICT JUDGE

SO STIPULATED AND AGREED:

DLA PIPER LLP (US)

LAW OFFICES OF MELISSA A.
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Mortgage Funding, Inc. and Tom Block

Attorneys for Defendants First American Title
Insurance Company and Foreclosurelink, Inc.

CERTIFICATE OF SERVICE

I, Shelley G. Barolet, hereby certify that I caused to be served the foregoing using the CM/ECF system, which will send notification of such filing to the following attorneys of record for the parties:

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*Attorney for Plaintiff Richard O.
Buse*

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this 9th day of January, 2009, at Seattle, Washington.

/s/ Shelley G. Barolet
Shelley G. Barolet

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STIPULATION AND [PROPOSED] ORDER
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